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December 2, 2013

Via Electronic Filing

Honorable William D. Wall
United States District Court
Eastern District of New York
Long Island Federal Courthouse
944 Federal Plaza
Central Islip, New York 11722

Re: Spector Group II, LLP v. Transportation Insurance Co., *et al.*
– Index No.: CV 12-3081

Dear Judge Wall:

We serve as counsel to Plaintiff, Spector Group II, LLP (“Spector”), in the above-referenced matter. Please allow this communication to serve as opposition to counsel for Defendants Transportation Insurance Company’s (“TIC”), Continental Casualty Company’s (“CCC”) and American Casualty Company of Reading, PA’s (“ACCO”) request for a pre-motion conference before Your Honor to move, in accordance with Federal Rule of Civil Procedure (“FRCP”) 24(b)(1)(B), for ACCO to intervene in the current action and for ACCO to move for leave, in accordance with FRCP 20(a), to join Dubinsky Consulting Engineers, PLLC (“Dubinsky”) as a defendant in this matter.

By this letter, Spector re-asserts its objections, previously set forth in Spector’s letters dated January 11, 2013 [Document # 15] and September 25, 2013 [Document # 30], to TIC’s and CCC’s claim that ACCO should be permitted to intervene in this action and file a complaint against Dubinsky, and maintains that such request should be denied.

Respectfully submitted,


Todd J. DeSimone 

Hon. Judge William D. Wall
December 2, 2013
Page 2 of 2

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